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Attorneys for Defendant FIRST CALIFORNIA MORTGAGE COMPANY, erroneously named herein, its successors and assigns; and FEDERAL NATIONAL MORTGAGE ASSOCIATION

**UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON FKA  
THE BANK OF NEW YORK, AS TRUSTEE  
FOR THE CERTIFICATE HOLDERS OF  
CWALT, INC. ALTERNATIVE LOAN  
TRUST 2005-23CB MORTGAGE PASS-  
THROUGH CERTIFICATES, SERIES 2005-  
23CB,

Plaintiff,

vs.

TAYLOR WALES; FIRST CALIFORNIA  
MORTGAGE COMPANY; FEDERAL  
NATIONAL MORTGAGE ASSOCIATION;  
LOS PRADOS COMMUNITY  
ASSOCIATION,

Defendants.

Case No. 2:17-cv-02896-JCM-GWF

HON. JAMES C. MAHAN

**STIPULATION AND ORDER TO EXTEND  
TIME TO FILE DEFENDANT FEDERAL  
NATIONAL MORTGAGE  
ASSOCIATION'S RESPONSE TO  
PLAINTIFF'S FIRST AMENDED  
COMPLAINT**

[SECOND REQUEST]

Defendant Federal National Mortgage Association ("Fannie Mae") and Plaintiff The Bank of New York Mellon fka The Bank of New York, as Trustee for the Certificateholders of CWALT, Inc. Alternative Loan Trust 2005-23CB Mortgage Pass-Through Certificates, Series 2005-23CB (BONYM), stipulate as follows:

1. Plaintiff BONYM filed a First Amended Complaint ("FAC") on March 20, 2018;
2. Fannie Mae was added as a defendant in BONYM's FAC;
3. Defendant Fannie Mae investigated issues and promptly tendered a claim for title insurance;

- 1 4. Defendant Taylor Wales (“Wales”) filed a motion to dismiss the FAC in which the other  
2 Defendants filed joinders and is pending a Court ruling;
- 3 5. BONYM stipulated to an extension to July 9, 2018 for Fannie Mae’s response to the FAC  
4 which was entered by the Court on May 4, 2018 [Dkt. No. 32];
- 5 6. Fannie Mae’s title insurer has just recently accepted the tender of defense and time is  
6 needed for its retention and substitution of defense counsel herein;
- 7 7. Accordingly, the parties hereby stipulate and agree that Defendant Fannie Mae shall have  
8 an extension of forty-five days (45) additional days to file a response to the FAC, or  
9 thereafter pursuant to the Rules in the event a further operative complaint is determined  
10 and filed by BONYM. The new deadline for said Defendant(s) response to the FAC shall  
11 be **August 23, 2018**.
- 12 8. This is the second request for an extension of this deadline and is not made for purposes  
13 of undue delay.

14 DATED: July 9, 2018

<b>AKERMAN LLP</b>  <i>/s/ Tenesa Powell</i> ARIEL E. STERN, ESQ. Nevada Bar No. 8276 TENESA POWELL, ESQ. Nevada Bar No. 12488 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134 <i>Attorneys for Plaintiff The Bank of New York Mellon</i>	<b>HOUSER &amp; ALLISON, APC</b>  <i>/s/ Jeffrey S. Allison</i> JEFFREY S. ALLISON, ESQ. Nevada Bar No. 8949 9970 Research Drive Irvine, CA 92618 <i>Attorneys for Defendants First California Mortgage Company, erroneously named herein, its successors and assigns, and Federal National Mortgage Association</i>
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23 **ORDER**

24 **IT IS SO ORDERED:**

25 DATED: 7/10/2018

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UNITED STATES MAGISTRATE JUDGE